FEDERAL ELECTION COMMISSION SECRETARIAT



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SENSITIVE

MUR# 6732

April 22, 20 13 APR 30 PM 12: 12

Anthony Herman, Esquire General Counsel Federal Election Commission 999 E Street, NW Washington, DC 20463

Re: North Carolina Democratic Party

To Whom It May Concern:

Pursuant to the Federal Election Campaign Act of 1971, as amended (2 U.S.C. 431et seq.) and Title 11 of the Code of Federal Regulations, please accept this letter as a Complaint against the North Carolina Democratic Party who is registered with the Federal Election Commission under ID Number C00165688. Specifically, the North Carolina Democrat Party has violated the reporting provisions set forth in §140.3(a)(1) and §104.11(b).

Overstatement of Cash on Hand

The February 2013 FEC Report covering the period 1/1/13 to 1/31/13 shows a receipt of \$14,115.00 from the State of North Carolina for "Tax Check Off Funds" (Exhibit A). The North Carolina Department of Revenue issued a memorandum on January 15, 2013 stating that income tax designations had been transferred to the North Carolina Political Parties Financing Fund (Exhibit B), not into the individual political party's bank accounts. These amounts will be distributed to the parties at a later date this year. 11 CFR §104.3 (1) defines cash on hand as: "The amount of cash on hand at the beginning of the reporting period, including currency, balances on deposit in banks, savings and loan institutions and other depository institutions." The North Carolina State Board of Elections said the "check-off funds" will be distributed in August of this year.

Debts and Obligations Owed By the Committee

11 CFR §104.11 (b) states that "a debt or obligation, the amount of which is over \$500 shall be reported as of the date on which the debt or obligation is incurred, except any obligation incurred for rent, salary or other regularly reoccurring administrative expenses". The North Carolina Democratic Party has not reported any debts or obligations on their FEC reports for the past 14 reports covering the periods 1/1/12 through 2/28/13. Copies of the Summary Pages are attached (Exhibits C-P).

North Carolina Republican Party Headquarters

The Joyce and John W. Pope, Sr. Family Building
1506 Hillsborough Street • Post Office Box 12905 • Raleigh, North Carolina 27605
(919) 828-6423 • Fax (919) 899-3815 • www.ncgop.org



Conclusion

Upon information and belief and based upon the facts relayed, we respectfully request that the Commission conduct an immediate investigation into the violations outlined above.

The foregoing is correct and accurate to the best of my knowledge.

Respectfully submitted,

Mike Rusher, Chief of Staff

Sworn to and subscribed before me this 22 day of April. 2013.



Notary Public:

Duezowy M. Fornokall Signature

GREGORY M. FORNSHELL Printed Name

My Commission Expires: AUGUST 27, 2017

North Carolina Republican Party Headquarters

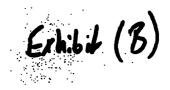
The Joyce and John W. Pope, Sr. Family Building
1506 Hillsborough Street • Post Office Box 12905 • Raleigh, North Carolina 27605
(919) 828-6423 • Fax (919) 899-3815 • www.ncgop.org

17

Exhibit (A)

SCHEDULE A (FEC Form 3)		Later and A	
ITEMIZED RECEIPTS	Use separate schedule(s) for each category of the Detailed Summary Page	(check only one)	
	Detailed Summary Fage	13 14 15 16 🗙 17	
	nd Statements may not be sold or used by any pig the name and address of any political committee		
NAME OF COMMITTEE (In Full)			
North Carolina Democratic F	Party - Federal		
Full Name (Last, First, Middle Initial) A. Voter List Management Coop		Date of Receipt	
Mailing Address PO Box 9		01 07 2013	
City Lexington	State Zip Code KY 40588	Amount of Each Receipt this Period	
FEC ID number of contributing federal political committee.	C	2152.54	
Name of Employer	Occupation	Voter File Proceeds	
Receipt For:	Aggregate Year-to-Date ▼	7	
Primary General	2152.54	·	
Other (specify) ▼	2152.54 (1.2. 1.3. 3) (1.2. 1.3. 3) (1.3. 1.3. 1.3. 1.3. 1.3. 1.3. 1.3. 1.3	<u> </u>	
Full Name (Last, First, Middle Initial) B. State of North Carolina	Date of Receipt		
Mailing Address 116 West Jones Street	01 15 2013		
City	State Zip Code	Transaction ID : 17-08-00113-00113	
Raleigh	NC 27603	Amount of Each Receipt this Period	
FEC ID number of contributing tederal political committee.	C. L.	14115.00	
Name of Employer	Occupation	Tax Check Off Funds	
Receipt For:	Aggregate Year-to-Date ▼	7	
Primary General	14115.00	1	
Other (specify) ▼	harmandina and distributed]	
Full Name (Last, First, Middle Initial) C. New Jersey Democratic State	Committee	Date of Receipt	
Mailing Address 196 West State Street			
City Trenton	State Zip Code NJ 08608	Transaction ID: 17-01-06874-12047 Amount of Each Receipt this Period	
FEC ID number of contributing federal political committee.	Ci	2600.00	
Name of Employer	Occupation	Equipment Purchase	
Receipt For: Primary General Other (specify) ▼	Aggregate Year-to-Date ▼ 2600.00	transaction of the same of the	
SUBTOTAL of Receipts This Page (options	1)	18867.54	
TOTAL This Period (last page this line nur	nber only)	\$ 18867.54	





North Carolina Department of Revenue

Pat McCrory Governor Lyons Gray Secretary

MEMORANDUM

TO:

Kimberly Strach, Deputy Director of Campaign Reporting

State Board of Elections

FROM:

Lyons Gray, Secretary

Department of Revenue

DATE:

January 15, 2013

SUBJECT:

Designation of Income Tax to Political Parties

We have electronically transferred funds of \$55,211.00 covering the \$3.00 and \$1.00 individual income tax designations to the North Carolina Political Parties Financing Fund for the quarter ending December 31, 2012.

The following is a breakdown of taxpayer designations:

Democratic	\$ 14,115.00
Republican	\$ 8,676.00
Libertarian	\$ 756.00
Unspecified	\$ 31,664.00
Total	\$ 55,211,00

LG/dei

cc: Honorable Janet Cowell, State Treasurer

Chairman, Democratic Party
Chairman, Republican Party
Dr. Linda S. Millsaps, Chief Operating Officer
Elizabeth W. Colcord, Chief Financial Officer
David B. Baker, Director, Local Government Division

PO Box 25000, Raleigh, NC 27640 State Courier 51-71-00 An Equal Opportunity Employer Page 1 of 2

Exhibits (C) - (P'

SUMMARY PAGE OF RECEIPTS AND DISBURSEMEN

FEC Form 3X (Rev. 02/2003) Write or Type Committee Name North Carolina Democratic Party - Federal . . 01 Report Covering the Period: 31 2012 From: **COLUMN A COLUMN B** This Period Calendar Year-to-Date (a) Cash on Hand SAME BY MAY 18 408025.04 January 1, 2012 (b) Cash on Hand at 408025.04 Beginning of Reporting Period...... 274391.33 (c) Total Receipts (from Line 19) (d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 682416.37 682416.37 6(a) and 6(c) for Column B)..... 270918.28 270918.28 7. Total Disbursements (from Line 31)...... Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))..... 9. Debts and Obligations Owed TO the Committee (Itemize all on 0.00 Schedule C and/or Schedule D) 10. Debts and Obligations Owed BY , the Committee (Itemize all on Schedule C and/or Schedule D) This committee has qualified as a multicandidate committee. (see FEC FORM 1M)

For further information contact:

Federal Election Commission 999 E Street, NW Washington, DC 20463

Toll Free 800-424-9530 Local 202-694-1100

	FEC Form 3X (Rev. 02/2	2003)	OF RE	CEIPTS AN	ND DISBURSEME	ENTS		Pag	_{je} 2
	or Type Committee Name		_			· · · · · ·	· · · · · · · · · · · · · · · · · · ·		****
Nor	th Carolina Democr	ratic Party	y - Fede	eral					
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			For fo	urther inf	formation con	tact:			
				999 E	ition Commissio Street, NW on, DC 20463	on ·			
					800-424-9530 02-694-1100				

SUMMARY PAGE

FEC Form 3X (Rev. 02/2003)	OF RECEIPTS AND DISBURSEMENTS	Page 2
Write or Type Committee Name		
North Carolina Democratic Part	tv - Federal	
Report Covering the Period: From:	03 01 2012 Т	io: 03 31 2012
	COLUMN A This Period	COLUMN B Calendar Year-to-Date
6. (a) Cash on Hand you you wan you	* *	408025.04
(b) Cash on Hand at	warm and the second	
Beginning of Reporting Period	371336.12	
(c) Total Receipts (from Line 19)	492993.22	1124193.99
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	Because the control of the control o	1532219.03
7. Total Disbursements (from Line 31)	552281.35	1220171.04
Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	312047.99 \$	312047.99
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	0.00 (
Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	manager or greature or for state as the state at the state as a second state at the state of the	
This committee has qualified as a m	nulticandidate committee. (see FEC FORM 1M)	
	For further information contact:	
	Federal Election Commission 999 E Street, NW Washington, DC 20463	
	Toll Free 800-424-9530	

Local 202-694-1100

FEC Form 3X (Rev. 02/2003)	OF RECEIPTS AND DISBURSEMENTS	Page 2
Write or Type Committee Name North Carolina Democratic Party	- Federal	
	04 01 2012 To	04 30 2012
	COLUMN A This Period	COLUMN B Calendar Year-to-Date
6. (a) Cash on Hand various various January 1, 2012		408025.04
(b) Cash on Hand at Beginning of Reporting Period	312047.99	
(c) Total Receipts (from Line 19)	712205.56	1836399.55
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	1024253.55	2244424.59
7. Total Disbursements (from Line 31)	gamengalagana - agam ya nagaringenag maganagimag 671322.80 : barasimanA mala salibas si malifensian adam dibani basa basa	grammy activity is respectively the stage of
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Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	Commenter of the second	·
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	For further information contact:	
:	Federal Election Commission 999 E Street, NW Washington, DC 20463	
	Toll Free 800-424-9530 Local 202-694-1100	

	FEC For	m 3X (Rev. 02/2003)	OF RECEIPTS AND DISBURSEMENTS	Page 2
W		ommittee Name		
	•	ina Democratic Party -	Federal	
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			COLUMN A This Period	COLUMN B Calendar Year-to-Date
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	(b) Cash on Beginning	Hand at g of Reporting Period	352930.75	
		ceipts (from Line 19)	704132.42	2540531.97
	6(c) for ((add Lines 6(b) and Column A and Lines 6(c) for Column B)	1057063.17 See March 1981 See See See See See See See See See Se	2948557.01
7.	Total Disburse	ements (from Line 31)	ور ما در در ما در ما در در ما در در ما در	2647153.22
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10.	the Committe	obligations Owed BY e (Itemize all on and/or Schedule D)	0.00	
	This com	mittee has qualified as a multic	candidate committee. (see FEC FORM 1M)	
	<u>.</u>		For further information contact:	
			Federal Election Commission 999 E Street, NW Washington, DC 20463	

Toll Free 800-424-9530 Local 202-694-1100

COLUMN A COLUMN B Calendar Year-to-Date	
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COLUMN A COLUMN B Calendar Year-to-Date	
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January 1, 2012 40802	
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For further information contact:	
Federal Election Commission 999 E Street, NW Washington, DC 20463	
Toll Free 800-424-9530 Local 202-694-1100	

	FEC Form 3X (Rev. 02/2003)	OF RECEIPTS AND DISBURSEMENTS	Page 2
٧	Write or Type Committee Name		
	North Carolina Democratic Party	y - Federal	•
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P	Report Covering the Period: From:	07 01 2012	To: 07 31 2012
		COLUMN A This Period	COLUMN B Calendar Year-to-Date
6.	(a) Cash on Hand Y Y 19 19 19 19 19 19 19 19 19 19 19 19 19		408025.04
	(b) Cash on Hand at Beginning of Reporting Period	273115.73 Constitution of the constitution of	
	(c) Total Receipts (from Line 19)	989704.21	4349223.30
	(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	1262819.94	4757248.34
7.	Total Disbursements (from Line 31)	รายสาราคมาราคมาราคมาราคมาราคมาราคมาราคมาราค	4307417.10
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	49831.24 \$	449831.24
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	0.00 produce de la constitución	
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_		For further information contact:	· · · · · · · · · · · · · · · · · · ·
		Federal Election Commission 999 E Street, NW Washington, DC 20463	
		Toll Free 800-424-9530 Local 202-694-1100	

l		FEC Form 3X (Rev. 02/2003)	OF RECEIPTS AND DISBURSEMENTS	Page 2
		r Type Committee Name	· · · · · · · · · · · · · · · · · · ·	
i	Norti	h Carolina Democratic Party -	Federal	
F	leport		08 01 , 2012 To	o: 08 31 2012
			COLUMN A This Period	COLUMN B Calendar Year-to-Date
6.	(a)	Cash on Hand		408025.04
	(b)	Cash on Hand at Beginning of Reporting Period	449831.24	
	(c)	Total Receipts (from Line 19)	3370591.28	7719814.58
	(d)	Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	3820422.52	8127839.62
7.	Tota	Il Disbursements (from Line 31)	รา สามารถ (การ การการการการการการการการการการการการการก	6212636.27
8.	Rep	h on Hand at Close of orting Period otract Line 7 from Line 6(d))	1915203.35	1915203.35
9.	the	ots and Obligations Owed TO Committee (Itemize all on edule C and/or Schedule D)	one of the state o	
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_	-		For further information contact:	
			Federal Election Commission 999 E Street, NW Washington, DC 20463	
_			Toll Free 800-424-9530 Local 202-694-1100	

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FEC Form 3X (Rev. 02/2003)	OF RECEIPTS AND DISBURSEMENTS	Page 2
Write or Type Committee Name North Carolina Democratic Party -	Federal	
	09 01 . 2012 : T	o: 09 30 2012
	COLUMN A This Period	COLUMN B Calendar Year-to-Date
6. (a) Cash on Hand		408025.04
(b) Cash on Hand at Beginning of Reporting Period	1915203.35	
(c) Total Receipts (from Line 19)	2427614.06	10147428.64
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	garangarangaran and angarangarangarangarangarang kanangarangarangarangarang kanangarangarangarangarangarangarangaran	10555453.68
7. Total Disbursements (from Line 31)	2169060.52	8381696.79
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	2173756.89	2173756.89
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	generally as a representative only analysis and the second of the second	
Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	0.00	
. This committee has qualified as a multi	candidate committee. (see FEC FORM 1M)	
	For further information contact:	
	Federal Election Commission 999 E Street, NW Washington, DC 20463	

Toll Free 800-424-9530 Local 202-694-1100

SUMMARY PAGE

Write or Type Comm	a Democratic Party -	Federal	
North Carolina		Federal	
Report Covering the		10 01 2012 To	o: 10 17 2012
		COLUMN A This Period	COLUMN B Calendar Year-to-Date
6. (a) Cash on Ha January	• •		408025.04
(b) Cash on Hai Beginning of	nd at I Reporting Period	2173756.89	
(c) Total Receip	ots (from Line 19)	2807935.85	12955364.49
6(c) for Colu	d Lines 6(b) and umn A and Lines c) for Column B)	4981692.74	13363389.53
7. Total Disburseme	ents (from Line 31)	2663178.28	11044875.07
8. Cash on Hand a Reporting Period (subtract Line 7		2318514.46	2318514.46
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10. Debts and Obligathe Committee (I Schedule C and/		0.00	
This committee	ee has qualified as a multic	candidate committee. (see FEC FORM 1M)	
		For further information contact:	
		Federal Election Commission 999 E Street, NW Washington, DC 20463	
		Toll Free 800-424-9530 Local 202-694-1100	

SUMMARY PAGE

		FEC Form 3X (Rev. 02/2003)	OF RECEIPTS AND DISBURSEMENTS	Page 2
W	rite o	r Type Committee Name		
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R	eport		10 18 2012	д с 1 ₁ г
			COLUMN A This Period	COLUMN B Calendar Year-to-Date
6.	(a)	Cash on Hand , , , , , , January 1, 2012		408025.04
	(b)	Cash on Hand at Beginning of Reporting Period	2318514.46	
	(c)	Total Receipts (from Line 19)	2061229.96	•
	(d)	Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column 8)	4379744.42	15424619.49
7.	Tota	l Disbursements (from Line 31)	محمور موسوق موسوق المراد المراد المراد و مد و مدو مدو المراد المراد المراد المراد المراد المراد المراد المراد ا 3660439.39 من المراد ا	14705314.46
8.	Rep	h on Hand at Close of orling Period htract Line 7 from Line 6(d))	719305.03	719305.03
9.	the	ts and Obligations Owed TO Committee (Itemize all on edule C and/or Schedule D)	رود ما در	
10.	the	ts and Obligations Owed BY Committee (Itemize all on edule C and/or Schedule D)	0.00	
		This committee has qualified as a mult	icandidate committee. (see FEC FORM 1M)	
		<u></u>	For further information contact:	
			Federal Election Commission 999 E Street, NW Washington, DC 20463	·
			Toli Free 800-424-9530 Local 202-694-1100	

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FEC Form 3X (Rev. 02/2003)		Page 2
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North Carolina Democratic Party	- Federal	
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	COLUMN A This Period	COLUMN B Calendar Year-to-Date
(a) Cash on Hand y y y y J January 1, 2012		408025.04
(b) Cash on Hand at Beginning of Reporting Period	719305.03	
(c) Total Receipts (from Line 19)	289697.91	15306292.36
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	1009002.94	15714317.40
Total Disbursements (from Line 31)	591382.97	15296697.43
Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	417619.97	417619.97
Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	production of the contract of	
Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	0.00	
. This committee has qualified as a mult	ticandidate committee. (see FEC FORM 1M)	
	For further information contact:	
	Federal Election Commission 999 E Street, NW Washington, DC 20463	
	Toll Free 800-424-9530 Local 202-694-1100	

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		FEC Form 3X (Rev. 02/2003)	OF RECEIPTS AND DISBURSEMENTS	Page 2
١	Vrite o	r Type Committee Name		
	Nortl	h Carolina Democratic Party	- Federal	
F	Report	Covering the Period: From:	01 01 2013 To: 01 31	2013
			COLUMN A COLUM This Period Calendar Yea	
6.	(a)	Cash on Hand v. v. v. v. v. v. January 1, 2013	in the second of	415248.88
	(b)	Cash on Hand at Beginning of Reporting Period	415248.88	
	(c)	Total Receipts (from Line 19)	181164.26	181164.26
	(d)	Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	596413.14	596413.14
7.	Tota	I Disbursements (from Line 31)	171063.73	171063.73
8.	Rep	h on Hand at Close of orting Period otract Line 7 from Line 6(d))	425349.41	425349.41
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		This committee has qualified as a mul	candidate committee. (see FEC FORM 1M)	
_			For further information contact:	
			Federal Election Commission 999 E Street, NW Washington, DC 20463	
			Toll Free 800-424-9530 Local 202-694-1100	

FEC Form 3X (Rev. 02/2003)	OF RECEIPTS AND DISBURSEMENTS	Page 2
Write or Type Committee Name		
North Carolina Democratic Party	- Federal 	
Report Covering the Period: From:	02 01 2013 To	o: 02 28 2013
	COLUMN A This Period	COLUMN B Calendar Year-to-Date
(a) Cash on Hand y y 19 19 19 January 1, 2013		415248.88
(b) Cash on Hand at Beginning of Reporting Period	425364.21	
(c) Total Receipts (from Line 19)	11494.91	192673.97
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	436859.12	607922.85
Total Disbursements (from Line 31)	-5732.06	nous y design stopped of general general grant of secretary of the second of the secon
Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	442591.18	442591.18
Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	0.00	
D. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	O.00	
This committee has qualified as a mult	icandidate committee. (see FEC FORM 1M)	
	For further information contact:	
•	Federal Election Commission 999 E Street, NW Washington, DC 20463	
·	Toll Free 800-424-9530 Local 202-694-1100	

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